

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

---

In re:	) Chapter 11
	) Case No. 22-10584 (CTG)
FIRST GUARANTY MORTGAGE	) Jointly Administered
CORPORATION, <i>et al.</i> , <sup>1</sup>	) Related to D.I. 951
Debtors.	)

---

**NOTICE OF APPEAL**

Ms. Kari Crutcher (the “**Appellant**”), a creditor in the above-captioned bankruptcy proceeding and the relator in a *qui tam* action pending in the United States District Court for the Northern District of Georgia captioned *United States ex rel. Kari Crutcher v. First Guaranty Mortgage Corporation*, No. 16-cv-3812-TWT (N.D. Ga.), pursuant to 28 U.S.C. § 158(a) and Federal Rule of Bankruptcy Procedure 8001(a), hereby appeals from the *Order Granting Motion of the PIMCO Parties to Enforce the Chapter 11 Plan and Confirmation Order*, entered by this Court on September 5, 2023 [D.I. 951] (the “**Order**”). Appellant elects to have the appeal heard by the United States District Court rather than by the Bankruptcy Appellate Panel.

In addition to the Appellants above and their undersigned counsel, the names of all parties to the Order and the names, addresses, and telephone numbers of their respective attorneys are as follows:

---

<sup>1</sup> The Debtors in these Ch. 11 Cases, along with the last four digits of each Debtor’s federal tax ID number, are: First Guaranty Mortgage Corporation (9575); and Maverick II Holdings, LLC (5621). The Debtors ‘mailing address is 5800 Tennyson Parkway, Suite 450, Plano, TX 75024.

PARTY	COUNSEL
<b>Liquidating Trustee</b> <i>Liquidating Trust</i>	<b>PACHULSKI STANG ZIEHL &amp; JONES</b>  Mary F. Caloway Laura Davis Jones 919 North Market Street, Suite 1700 Wilmington, DE 19801 302-778-6464 mcaloway@pszjlaw.com ljones@pszjlaw.com
<b>First Guaranty Mortgage Corporation</b> 5800 Tennyson Parkway Suite 450 Plano, TX 75024 TAXID / EIN: 54-1429575 <i>Debtor</i>	<b>PACHULSKI STANG YOUNG &amp; JONES LLP</b>  Maxim B. Litvak (LEAD ATTORNEY) One Sansome Street, 34th Floor, Suite 3430 San Francisco, CA 94104-4436 415-263-7000 mlitvak@pszjlaw.com  Timothy P. Cairns Mary F. Caloway Laura Davis Jones 919 N. Market Street, 17th Floor Wilmington, DE 19801 302-652-4100 tcairns@pszjlaw.com mcaloway@pszjlaw.com ljones@pszjlaw.com  <b>DENTONS US LLP</b>  Claude D. Montgomery (LEAD ATTORNEY) Lauren Macksoud Geoffrey M. Miller Lee Smith 1221 Avenue of the Americas New York, NY 10020-1089 212-632-8390 claude.montgomery@dentons.com lauren.macksoud@dentons.com geoffrey.miller@dentons.com <a href="mailto:Lee.Smith@dentons.com"><u>Lee.Smith@dentons.com</u></a>  Sam J. Alberts 1900 K Street, NW, Ste 600, East Tower Washington, DC 20006

PARTY	COUNSEL
	<p>202-408-7004  <a href="mailto:sam.alberts@dentons.com">sam.alberts@dentons.com</a></p> <p>Andrew C. Helman  Dentons Bingham Greenebaum, LLP  1 City Center, Suite 11100  Portland, ME 04101  207-619-0919  <a href="mailto:andrew.helman@dentons.com">andrew.helman@dentons.com</a></p> <p>Samuel R. Maizel  Tania M. Moyron  601 S. Figueroa Street, Suite 2500  Los Angeles, CA 90017  213-892-2910  <a href="mailto:samuel.maizel@dentons.com">samuel.maizel@dentons.com</a>  <a href="mailto:tania.moyron@dentons.com">tania.moyron@dentons.com</a></p>
<b>Pacific Investment Management Company LLC and PIMCO Investments LLC</b> <i>Interested Party</i>	<p><b>SCHULTE ROTH &amp; ZABEL LLP</b></p> <p>Kristine Manoukian (LEAD ATTORNEY)  Kelly V. Knight  Paulina Piasecki  919 Third Avenue  New York, NY 10022  212-756-2000  <a href="mailto:kristine.manoukian@srz.com">kristine.manoukian@srz.com</a>  <a href="mailto:kelly.knight@srz.com">kelly.knight@srz.com</a>  <a href="mailto:paulina.piasecki@srz.com">paulina.piasecki@srz.com</a></p> <p>Noah N. Gillespie (LEAD ATTORNEY)  Jeffrey Robertson  Peter H. White  555 13th Street NW, Suite 6W  Washington, DC 20004  202-729-7470  <a href="mailto:noah.gillespie@srz.com">noah.gillespie@srz.com</a>  <a href="mailto:jeffrey.robertson@srz.com">jeffrey.robertson@srz.com</a>  <a href="mailto:pete.white@srz.com"><u>pete.white@srz.com</u></a></p> <p><b>RICHARDS, LAYTON &amp; FINGER</b></p> <p>Zachary Javorsky (LEAD ATTORNEY)  920 N King St.  Wilmington, DE 19801</p>

PARTY	COUNSEL
	<p>302-651-7743  javorsky@rlf.com</p> <p>Sarah Silveira (LEAD ATTORNEY)  Robert J. Stearn, Jr.  One Rodney Square, 920 North King Street  Wilmington, DE 19801  302-651-7700  silveira@rlf.com  stearn@rlf.com</p>
<b>B2 FIE XI LLC</b> <i>Interested Party</i>	<p><b>GREENBERG TRAURIG, LLP</b></p> <p>Joseph P. Davis, III (LEAD ATTORNEY)  One International Place  Boston, MA 02110  617-310-6000  davisjo@gtlaw.com</p> <p>Nancy Ann Peterman (LEAD ATTORNEY)  77 West Wacker Drive, Suite 3100  Chicago, IL 60601  312-456-8410  <petermann@gtlaw.com< p=""> <p>John D. Elrod (LEAD ATTORNEY)  Terminus 200,  3333 Piedmont Road, NE, Suite 2500  Atlanta, GA 30305  678-553-2100 x42259  elrodj@gtlaw.com</p> <p>Eric J. Howe (LEAD ATTORNEY)  90 South Seventh Street  Suite 3500  Minneapolis, MN 55402  howee@gtlaw.com</p> <p>Dennis A. Meloro  222 Delaware Avenue, Suite 1600  Wilmington, DE 19801  302-661-7000  melorod@gtlaw.com</p> </petermann@gtlaw.com<></p>

PARTY	COUNSEL
<b>LVS II SPE XXXIV LLC</b> <i>Interested Party</i>	<b>GREENBERG TRAURIG, LLP</b>  Joseph P. Davis, III (LEAD ATTORNEY) One International Place Boston, MA 02110 617-310-6000 davisjo@gtlaw.com  Nancy Ann Peterman (LEAD ATTORNEY) 77 West Wacker Drive, Suite 3100 Chicago, IL 60601 312-456-8410 <a href="mailto:petermann@gtlaw.com">petermann@gtlaw.com</a>  John D. Elrod (LEAD ATTORNEY) Terminus 200, 3333 Piedmont Road, NE, Suite 2500 Atlanta, GA 30305 678-553-2100 x42259 elrodj@gtlaw.com  Eric J. Howe (LEAD ATTORNEY) 90 South Seventh Street Suite 3500 Minneapolis, MN 55402 howee@gtlaw.com  Dennis A. Meloro 222 Delaware Avenue, Suite 1600 Wilmington, DE 19801 302-661-7000 melorod@gtlaw.com

Dated: September 19, 2023

**STEVENS & LEE, P.C**

/s/ Joseph H. Huston, Jr.

Joseph H. Huston, Jr. (No. 4035)  
919 North Market Street, 13th Floor  
Wilmington, DE 19801  
Telephone: (302) 425-3310  
Telecopier: (610) 371-7972  
Email: [jhh@stevenslee.com](mailto:jhh@stevenslee.com)

- and -

**THOMAS & SOLOMON LLP**

J. Nelson Thomas, Esquire  
Jonathan W. Ferris, Esquire  
693 East Avenue  
Rochester, New York 14607  
Telephone: (585) 272-0540  
[nthomas@theemploymentattorneys.com](mailto:nthomas@theemploymentattorneys.com)  
[jferris@theemploymentattorneys.com](mailto:jferris@theemploymentattorneys.com)

- and -

**BLACK & BUFFONE PLLC**

Samuel J. Buffone, Jr., Esquire  
Michael DeJesus, Esquire  
1400 Eye St. NW  
Suite 200  
Washington, D.C. 20005  
Telephone: (202) 997-8562  
[Sam@blackandbuffone.com](mailto:Sam@blackandbuffone.com)

*Attorneys for Qui Tam Plaintiff Kari Crutcher*

**CERTIFICATE OF SERVICE**

Joseph H. Huston, Jr., hereby certifies that on September 19, 2023, he caused a true and correct copy of the foregoing *NOTICE OF APPEAL* to be served on all parties in interest electronically through the Court's CM/ECF system, which will automatically send email notification of such filing to all attorneys of record.

Date: September 19, 2023  
Wilmington, DE

/s/ Joseph H. Huston, Jr.  
Joseph H. Huston, Jr. (No. 4035)